

3-14-07

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<b>COMBINED AMENDMENT &amp; PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Small Entity)</b>					Docket No. <b>7142.02.01</b>	
In Re Application Of: <b>Kingsley A. Whipple</b>						
<div style="border: 1px solid black; border-radius: 50%; padding: 10px; display: inline-block;"><b>PATENT &amp; TRADEMARK OFFICE</b> <b>MAR 12 2007</b></div>						
Application No. <b>10/728461</b>	Filing Date <b>12/05/2003</b>	Examiner <b>B. Ensey</b>	Customer No. <b>55379</b>	Group Art Unit <b>2615</b>	Confirmation No. <b>9399</b>	
Invention: <b>AUDIO HEADBAND DEVICE</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>10/13/2006</u> in the above-identified application. <div style="text-align: center;"><i>Date</i></div>						
The requested extension is as follows (check time period desired):						
<div style="display: flex; justify-content: space-between;"><div><input type="checkbox"/> One month</div><div><input checked="" type="checkbox"/> Two months</div><div><input type="checkbox"/> Three months</div><div><input type="checkbox"/> Four months</div><div><input type="checkbox"/> Five months</div></div>						
from: <u>01/13/2007</u> until: <u>03/13/2007</u> <div style="display: flex; justify-content: space-between;"><div><i>Date</i></div><div><i>Date</i></div></div>						
Applicant claims small entity status. See 37 CFR 1.27.						
The fee for the amendment and extension of time has been calculated as shown below:						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	12 -	20 =	0	x \$25.00	\$0.00	
INDEP. CLAIMS	3 -	3 =	0	x \$100.00	\$0.00	
FEE FOR AMENDMENT					\$0.00	
FEE FOR EXTENSION OF TIME					\$225.00	
<b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>					<b>\$225.00</b>	

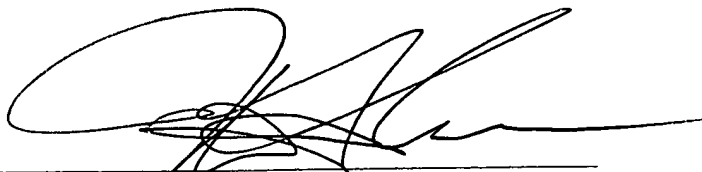
**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
7142.02.01

The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$225.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- ☐ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.
- ☐ Any additional filing fees required under 37 C.F.R. 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
\_\_\_\_\_  
*Signature*  
**John L. Isaac, Reg. No 26,282**

7114 W. Jefferson Ave., Suite 100  
Lakewood, CO 80235  
Telephone: 720-962-9300  
Fax: 303-932-7111

Dated:

3/12/2007

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
*Signature of Person Mailing Correspondence*

\_\_\_\_\_  
*Typed or Printed Name of Person Mailing Correspondence*

CC:

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Kingsley A. Whipple**

Docket No.

**7142.02.01**

Serial No.

**10/726461**

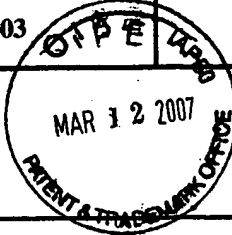
Filing Date

**12/05/2003**

Examiner

**B. Ensey**

Group Art Unit

**2615**Invention: **AUDIO HEADBAND DEVICE**

I hereby certify that the following correspondence:

**Amnedment and docs***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

3/12/2007  
(Date)

**John L. Isaac***(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)***EQ364004564US***(Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**